



05-04-01

N Box 1500
PATENT
454313-2338.1**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Applicant(s) : ALLAN et al.
Filed : February 16, 2001
Serial No. : 09/784,962 (Divisional of 09/347,594)
For : PORCINE CIRCOVIRUS AND PARVOVIRUS

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EXPRESS MAIL

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Date of Deposit: May 03, 2001

I hereby certify that this paper or fee is being deposited with the United States Postal Service "Express Mail Post Office to Addressee" Service under 37 CFR 1.10 on the date indicated above and is addressed to: Assistant Commissioner for Patents, Washington, DC 20231.

Edward Nay

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**RESPONSE TO NOTICE TO FILE
CORRECTED APPLICATION PAPERS**

In response to the Notice To File Corrected Application Papers mailed February 24, 2001, please find attached the requested substitute specification. The substitute specification is in compliance with 37 CFR 1.52, i.e., each sheet has a left margin of at least 2.5 cm (1") and top, bottom and right margins of at least 2.0 cm (3/4"). A copy of the sequence listing on diskette and paper as filed in the parent application is also being provided for your convenience.

REMARKS

This Communication is being filed with a copy of the Notice to File Corrected Application Papers. The substitute specification is in compliance with 37 CFR 1.52, i.e., each sheet has a left margin of at least 2.5 cm (1") and top, bottom and right margins of at least 2.0 cm (3/4"). As to the sequence-listing requirement, it is asserted that the sequence listing in this application is identical to that of predecessor parent application U.S. Serial No.

09/347,594 filed July 1, 1999. It is respectfully requested that the U.S. PTO use the electronic version of the sequence listing in that prior application, making any necessary changes therein for this application, e.g., as to Serial Number and filing date. This was also stated in the preliminary amendment filed February 16, 2001 (copy enclosed).

It is believed that the Sequence Listing conforms to the requirements of 37 C.F.R. §1.823(b). The Statements required by 37 C.F.R. §1.821(f) and (g) are set forth below.

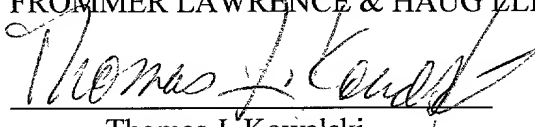
Pursuant to 37 C.F.R. §1.821(f), the undersigned attorney hereby states that the content of the paper copy submitted herewith, and the computer readable copy of the Sequence listing submitted in U.S. Serial No. 09/347,594 in accordance with 37 C.F.R. §1.821(c) and (e), respectively, are the same.

Pursuant to 37 C.F.R. §1.821(g), the undersigned attorney of record hereby states that this submission, filed in accordance with 37 C.F.R. §1.821(g), does not contain new matter. In view of the amendments, remarks and enclosures herewith, the application complies with the requirements for computer readable disclosure of the biological sequences under 37 C.F.R. §1.821-1.825.

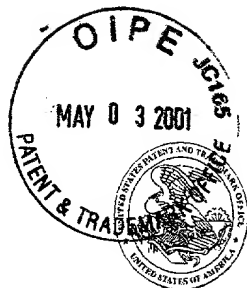
It is respectfully submitted that the above-identified application now fully complies with all requirements; and an early examination on the merits is respectfully solicited. It is believed that no fees are required by the submission as it is within 2 months from the date of mailing of the Notice to File Corrected Applications Papers, i.e., before June 24, 2001. However, if any fees are required, or if any overpayment has been made, please charge such fee, or credit any overpayment, to Deposit Account 50-0320.

Respectfully submitted,
FROMMER LAWRENCE & HAUG LLP

By:


Thomas J. Kowalski
Reg. No. 32,147

Encs. - Specification; and
Sequence Listing



UNITED STATES PATENT AND TRADEMARK OFFICE

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APPLICATION NUMBER	FILING/RECEIPT DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
09/784,962	02/16/2001	Gordon Moore Allan	454313-2338.1

CONFIRMATION NO. 6400

FORMALITIES LETTER



OC000000005999696

William S. Frommer
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745 Fifth Avenue
New York, NY 10151

Date Mailed: 04/24/2001

NOTICE TO FILE CORRECTED APPLICATION PAPERS

Filing Date Granted

This application has been accorded an Application Number and Filing Date. The application, however, is informal since it does not comply with the regulations for the reason(s) indicated below. Applicant is given **TWO MONTHS** from the date of this Notice within which to correct the informalities indicated below. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a)

The required item(s) identified below must be timely submitted to avoid abandonment:

- A substitute specification in compliance with 37 CFR 1.52 because:
 - Papers contain improper margins. *Each sheet must have a left margin of at least 2.5 cm (1") and top, bottom and right margins of at least 2.0 cm (3/4")*
- A copy of the "Sequence Listing" in computer readable form has not been submitted as required by 37 C.F.R. 1.821(e). If the effective filing date is on or after September 8, 2000, see the final rulemaking notice published in the Federal Register at 65 FR 54604 (September 8, 2000) and 1238 OG 145 (September 19, 2000). Applicant must provide an initial computer readable form (CRF) copy of the "Sequence Listing" and a statement that the content of the sequence listing information recorded in computer readable form is identical to the written (on paper or compact disc) sequence listing and, where applicable, includes no new matter, as required by 37 CFR 1.821(e), 1.821(f), 1.821(g), 1.825 (b), or 1.825(d). If applicant desires the sequence listing in the instant application to be identical with that of another application on file in the U.S. Patent and Trademark Office, such request in accordance with 37 CFR 1.821(e) may be submitted in lieu of a new CRF.

For questions regarding compliance to these requirements, please contact:

- For Rules Interpretation, call (703) 308-4216
- To Purchase PatentIn Software, call (703) 306-2600
- For PatentIn Software Program Help, call (703) 306-4119 or e-mail at patin21help@uspto.gov or patin3help@uspto.gov

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A copy of this notice MUST be returned with the reply.

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Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE

2001-05-03 14:26:00